W.P. No. 5293 (M/S) of 2001
(Old No. 13994/1982)

Hon. Rajesh Tandon J.

File has been transferred from Allahabad High Court. None appears for the parties.

A perusal of the record shows that by the impugned order application under section 21 (1)(a) of U.P. Act No. XIII of 1972 was rejected by the Prescribed Authority. An appeal was preferred against that order which was also dismissed. The finding was recorded by both the courts below that the need of the landlord is not genuine.

Since the order was passed in the year 1982, the writ petition has become infructuous by efflux of time. However, liberty is given to the petitioner to move a fresh application under section 21 of U.P. Act No. XIII of 1972, if cause of action is still survived.

(Rajesh Tandon J.)

25.09.04
Dhyani